

UNITED STATE DISTRICT COURT
EASTERN DISTRICT OF MISSOURI, EASTERN DIVISION

TAMIA BANKS, et al.)	
)	
Plaintiffs,)	
)	
v.)	Case No. 4:20-cv-01227 (JAR)
)	
COTTER CORPORATION, et al.,)	
)	
Defendants.)	
)	
)	
COTTER CORPORATION,)	
)	
Third Party Plaintiff,)	
)	
v.)	
)	
MALLINCKRODT LLC, EVERZINC USA INC.,)	
BRIDGETON LANDFILL, LLC, REPUBLIC)	
SERVICES, INC., ALLIED SERVICES, LLC,)	
WESTLAKE LANDFILL, INC., and ROCK ROAD)	
INDUSTRIES, INC.,)	
)	
Third Party Defendants.)	

**DJR HOLDINGS, INC'S OPPOSITION TO
PLAINTIFFS' MOTION TO SEVER AND REMAND ALL NON-THIRD-PARTY CLAIMS**

Defendant DJR Holdings, Inc. (“DJR”) opposes Plaintiffs’ Motion to Sever and Remand All Non-Third-Party Claims (ECF No. 47) and hereby joins the motion, arguments, and memoranda presented in Cotter Corporation (N.S.L.)’s Opposition to Plaintiffs’ Motion to Sever and Remand All Non-Third-Party Claims (No. 58) without waiver of DJR’s jurisdictional or other defenses.

Norsyn, Inc. v. Desai, 351 F.3d 825, 828 n.3 (8th Cir. 2003).

DJR timely consented to Mallinckrodt's removal (No. 1-3) and may join and argue removal jurisdiction by opposing Plaintiffs' motion hereby. *See Christiansen v. W. Branch Cnty. Sch. Dist.*, 674 F.3d 927, 933 (8th Cir. 2012); *Griffioen v. Cedar Rapids & Iowa City Ry. Co.*, 785 F.3d 1182 (8th Cir. 2015) (same); *Couzens v. Donohue*, 854 F.3d 508 (8th Cir. 2017).

WHEREFORE, DJR moves this honorable Court for its Order denying Plaintiffs' Motion to Sever and Remand All Non-Third-Party Claims, DJR joins Mallinckrodt's notice of removal, and requests such further relief that the Court deems just and proper.

Dated: November 11, 2020

Respectfully submitted

MARTIN JANSKY LAW FIRM, PC

/s/ S. Martin Jansky

By:

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For Defendant DJR Holdings, Inc.

Certificate of Service

On the date below, I certify that I electronically filed the foregoing with the Clerk of Court via the electronic filing service of the above jurisdiction, which provides notice and access of same to counsel/parties of record per local Rules.

Dated: November 11, 2020

by: */s/ S. Martin Jansky*